

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

Criminal Action No. 5:02-CR-054

v.

KENNETH ROBINSON,

Hon. Frederick J. Scullin, Jr.

Defendant.

ORDER FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and by leave of court endorsed hereon, the United States Attorney for the Northern District of New York hereby dismisses Count 3 of Indictment No. 5:02-CR-054 against KENNETH ROBINSON, the defendant herein.

The reason(s) for this dismissal are (check one or more):

☐ Case transferred to another District

☐ Speedy Trial Act

☐ Defendant's cooperation

☐ Insufficient evidence at this time

☒ Other: The defendant pled guilty to Count 2 of Indictment No. 5:02-CR-054 and pursuant to the Plea Agreement, Count 3 was to be dismissed at the time of sentencing on Count 2.

With respect to this dismissal, defendant (check one):

X Consents

 Objects

 Has not been consulted

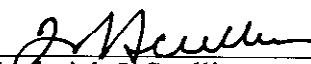
This dismissal is with prejudice for so long as the plea and sentence on Count 2 remain in effect.

GLENN T. SUDDABY
United States Attorney

By: Andrew T. Baxter
Assistant U.S. Attorney
Bar Roll No. 101114

Leave of court is granted for the filing of the foregoing dismissal.

Dated: May 3, 2006
Syracuse, New York



Hon. Frederick J. Scullin, Jr.
Chief United States District Court Judge